

1 IN THE CIRCUIT COURT OF MILWAUKEE COUNTY
2 STATE OF WISCONSIN

3 * * * * *

4 MARVIN BOEDE, et al,
5 Plaintiffs,

6 vs. Case No. 98-CV-6561

7 WISCONSIN ELECTRIC POWER
8 COMPANY, et al,
9 Defendants.

ORIGINAL

10 * * * * *

11 CLARENCE W. ESPEN and
12 LUELLA ESPEN,
13 Plaintiffs,

14 vs. Case No. 97-CV-002679

15 API, INC., et al.,
16 Defendants.

17 * * * * *

18 WINNIFRED SCHILLER, individually
19 and as Special Administrator of the
20 Estate of MICHAEL A. SCHILLER,
21 Deceased,

22 Plaintiffs,

23 vs. Case No. 97-CV-2081
24 Case Code: 30108

25 ARMSTRONG WORLD INDUSTRIES,
INC., a foreign corporation, et al.,
Defendants.

IN THE CIRCUIT COURT OF MILWAUKEE COUNTY
STATE OF WISCONSIN

* * * * *

LORRAINE A. DRAWANTZ, Individually,
and as Special Administrator of the
Estate of DONALD DRAWANTZ, deceased,
JOHN R. WEBER, and LUCILLE
SCHMITT-WEBER,

Plaintiffs,

VS.

Case No. 97-CV-009646

Code: 30108

ACANDS, INC., et al.,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF DANE COUNTY
STATE OF WISCONSIN

* * * * *

DELORES SUOJA, et al.,

Plaintiffs,

VS.

Case No. 97-CV-2370

ACANDS, INC., et al.,

Defendants.

* * * * *

IN THE CIRCUIT COURT OF LACROSSE COUNTY
STATE OF WISCONSIN

* * * * *

EUGENE O. NOLOP and MARY C. NOLOP,

Plaintiffs,

VS.

Case No. 95-CV-149

Asbestos No. 30108

AMCHEM PRODUCTS, INC., et al.

Defendants.

* * * * *

Examination of HAROLD HAASE, called as a witness in the above-entitled causes, taken at the instance of the Plaintiffs, under and pursuant to the provisions of the Wisconsin Statutes and the acts amendatory thereof and supplementary thereto, pursuant to notice, before Kim Stoecker, a Notary Public in and for the State of Wisconsin, at the Ramada Inn, 6401 South 13th Street, Milwaukee, Wisconsin, on February 11, 1999, commencing at 9:40 AM, reported by Kim J. Stoecker of Accurate Reporting Company.

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11

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25 (Original transcript forwarded to Mr. McCoy.)

1 P R O C E E D I N G S

2 (Deposition Exhibit No. 1 marked for
3 identification.)

4 HAROLD HAASE, called as a witness by the
5 Plaintiffs, having been duly sworn, was examined
6 and testified as follows:

7 MS. CASTINO: Before you start, I'd like
8 to, for the record, note my objection that the
9 deposition -- notice for today is untimely with
10 respect to my clients, Sprinkmann Sons and
11 Cleaver-Brooks.

12 We did not receive notice of the
13 deposition and should have received it in two
14 cases, and, therefore, I object to it going forward
15 at this time on the basis of adequate notice.

16 MR. MCCOY: I guess, that's a question
17 that can be dealt with in front of the judge. It's
18 our understanding that notice was timely given.

19 MR. VELGUTH: I'd also like to note for
20 the record our objection to this deposition to the
21 extent that the witnesses were not named timely
22 under the applicable scheduling orders in any
23 particular case. And we're participating in the
24 deposition without waiving any objections to the
25 late naming of witnesses and any other objection we

1 may have to the use of the depositions.

2 MR. McCOY: And that's noted for the
3 record. The objection by one will stand for all.

4 THE COURT REPORTER: When you object, if
5 you could state your name at the end?

6 MR. VELGUTH: Because of the stipulation
7 that we have though, if you can get one objection,
8 the plaintiffs have agreed that it's going to apply
9 to everybody. So rather than trying to identify
10 the chorus, if you could just note one, we can move
11 from there.

12 MR. McCOY: Can we get everybody's name
13 on the record, the attorneys, so we know who is
14 here?

15 MR. VELGUTH: They are.

16 MR. McCOY: Let's go ahead and just go
17 around the room so we know --

18 MR. VELGUTH: She has got all of the
19 appearances.

20 MR. McCOY: I'd like to have each
21 attorney just state for the record their
22 appearance.

23 MR. NIQUET: We're not under oath. We
24 object to that. There's no reason to do it and no
25 rule to do it. Go ahead.

1 MR. McCOY: Well, I think she needs to
2 know for the purposes of objections. Then we'll
3 have to have each side make their own. I'll
4 withdraw the stipulation.

5 MS. CASTINO: She has a chart.

6 MR. McCOY: Well, let me see her chart,
7 and we'll mark that as an exhibit.

8 (Deposition Exhibit No. 2 marked for
9 identification.)

10 MR. McCOY: For the record, Exhibit 2
11 will be the court reporter's chart of the attorneys
12 that are present. Okay. And let's go ahead and
13 just introduce Exhibit 1, which is the copy of the
14 notice of the deposition.

15 And for the record, this deposition is
16 being taken in the cases of Mr. Boede -- B-o-e-d-e
17 -- as the lead plaintiff, and it's case number
18 98-CV-6561. Mr. Clarence Espen, E-s-p-e-n -- his
19 case, and that's number 97-CV-002679. Ms. Schiller
20 -- S-c-h-i-l-l-e-r. And for the record, that's
21 case number 97-CV-2081. Ms. Drawantz --
22 D-r-a-w-a-n-t-z -- and Mr. Weber -- W-e-b-e-r.
23 Case number 97-CV-009646. And Ms. Suoja, --
24 S-u-o-j-a. That's number 97-CV-2370. And Mr. and
25 Mrs. Nolop -- N-o-l-o-p. That's number 95-CV-149.

1 All of those cases are pending in the circuit
2 courts of the state of Wisconsin.

3

4 EXAMINATION

5 BY MR. McCOY:

6 Q Are you still with us?

7 A Yeah.

8 Q Go ahead and introduce yourself to everybody by
9 starting with your name, and spell your last name
10 for us.

11 A My name is Harold Haase. H-a-a-s-e.

12 Q And where do you live?

13 A I live in Oconomowoc.

14 Q How old are you now?

15 A 62.

16 Q What's your current address?

17 A 434 West Jefferson Street, Oconomowoc.

18 Q And how long have you lived at that address?

19 A Oh, probably 32 years.

20 Q Are you retired?

21 A Yes, I am retired.

22 Q What was your occupation before your retirement?

23 A I was a pipe coverer insulator.

24 Q Are you a part of one of the unions?

25 A Yes. Local 19, Milwaukee.

1 Q When did you began your career in the pipe-covering
2 insulation?

3 A I think it was in '63 -- 1963.

4 Q And are you also a client of my law firm, Cascino
5 Vaughan's offices?

6 A Yes.

7 Q Are you married?

8 A Yes.

9 Q Do you have children?

10 A Yes. Three children.

11 Q What's your wife's name?

12 A Mary.

13 Q Now, Mr. Haase, I want to direct your attention to
14 some locations and ask you some questions about
15 what you remember doing, if you remember being
16 there. The first place I'd like to direct your
17 attention to is the WEPCO Oak Creek power plant
18 facility.

19 A Yes, I worked there.

20 Q Could you tell us about what period of time that
21 you worked there?

22 A It was between '63 and '64.

23 Q And who was your employer when you were working
24 there?

25 A Combustion Engineering.

1 Q And can you tell us the types of work that you were
2 involved with on this job?

3 A Well, we basically did the boiler work and some
4 piping off the boiler, and that was about it, and a
5 lot of hauling of material.

6 Q Was this a particular unit that was being built?

7 A It was unit number 7.

8 Q And who was your boss on this job?

9 A Well, my boss was Otto Kern (phonetic). But the
10 boss from Combustion, his name was O'Connor
11 (phonetic) -- Chuck O'Connor.

12 Q Are you familiar with the different types of
13 insulation?

14 A Yes.

15 Q And are you familiar with the certain types that
16 contain asbestos?

17 A Yes.

18 Q Now what I'd like for you to do is to describe for
19 me the types of work you did, if there was any at
20 the Oak Creek facility that involved asbestos.

21 MR. VELGUTH: Object to the form of the
22 question.

23 MR. NIQUET: As to time also.

24 MR. McCOY:

25 Q You can go ahead and answer.

1 A Well, we did some pipe covering off the boiler, the
2 boiler sides, and the top of the boiler, which was
3 poured insulation.

4 Q What types of materials were you using that
5 contained asbestos on this job?

6 MR. VELGUTH: Object to form.

7 MR. McCOY:

8 Q You can answer.

9 A I would say all of it.

10 Q Just go ahead and give us a better idea though.
11 Was this blocks or --

12 A Well, there was block insulation, and there was
13 pipe covering, and then there was poured
14 insulation, and then there was mud, which was
15 troweled on the block -- the sides of the boiler.

16 Q All right. And about how long did the part of the
17 job that involved the asbestos insulation work
18 take?

19 A Probably nine or ten months.

20 Q Were you working for Combustion Engineering that
21 whole period of time?

22 A Yes.

23 Q And who were some of the persons that you worked
24 with on that job?

25 A Well, there was several. I can't name them all.

1 There were probably 30 or 40 guys on that job.

2 Q Who were the ones that you remember the names of.

3 A Well, Tom Gainer (phonetic), Bob O'Shea (phonetic),
4 Robert Melateck (phonetic). Oh, Steve Kasten
5 (phonetic). Oh, there was a few Weiners
6 (phonetic). Let's see,--

7 Q But you may have to spell that last name?

8 A I think it's Weiner. It was a Gilbert and -- I
9 can't think of the other guy's first name, but --

10 MR. VELGUTH: Gilbert is a first name?

11 THE WITNESS:

12 A Gilbert Weiner, yeah. John Dayne.

13 MR. McCOY:

14 Q How do you spell that last name?

15 A I think it's Dayne. John Weber.

16 Q How do you spell his last name?

17 A W-e-b-e-r.

18 Q Let me make it easier here. Do you know Don
19 Drawantz? -- D-r--

20 A Yeah, he was on that job.

21 MR. NIQUET: Objection, leading.

22 MR. McCOY:

23 Q And how do spell his last name, to the best of your
24 knowledge?

25 A I think it's D-r-e-l-l-e-n-s-e, or something like

1 that.

2 Q And how do you know Don Drawantz?

3 A Well, through the union.

4 Q He was a member of this same union. Is that what
5 you are saying?

6 A Yes.

7 Q Were all these people that you just identified also
8 members of Local 19?

9 A Yes.

10 Q Okay. On this particular job at Oak Creek, what
11 type of work do you remember John Weber doing?

12 A Well, he worked for Sprinkmann. They had the
13 turbines, and they did the piping off the turbine
14 and the turbine itself.

15 MR. VELGUTH: I'm going to move to strike
16 so I can interpose an objection to form.

17 MR. McCOY:

18 Q Okay. And what about Steve Kasten? What do you
19 remember about him at Oak Creek?

20 A He was the foreman for Sprinkmann on the job.

21 Q All right. And how about Don Drawantz? What do
22 you remember him doing?

23 MR. VELGUTH: Object to the form.

24 MR. McCOY:

25 Q You can go ahead and answer.

1 A He worked on the turbine.

2 Q Now on this particular job at Oak Creek that you
3 are talking about, do you remember the names of any
4 of those products, the manufacturers, the brand
5 names?

6 MR. VELGUTH: Object to the form of the
7 question.

8 MR. McCOY:

9 Q To the best of your recollection?

10 MR. VELGUTH: Same objection.

11 THE WITNESS:

12 A Can I answer?

13 MR. McCOY:

14 Q Yes.

15 A Well, I know there was Johns-Manville. And we used
16 a different product, and I can't recall the name of
17 it. We did use some of that, but -- I think we
18 used something like Unibestos. Then we used some
19 kind of a refractory mud.

20 Q And when you say we used, you are talking about the
21 people from Combustion Engineering?

22 A Yeah. Basically, everyone used about the same
23 thing.

24 Q And could give your spelling of Unibestos for us?

25 A U-n-i-b-e-s-t-o-s.

1 Q What was that refractory mud used for?

2 A It was used to pour on the top of the boiler. We
3 had to pour about 12-inches thick on top of the
4 boiler. And a lot was used on the side of the
5 boiler, you know, to mud over the blocks.

6 Q All right. Let me move to another location. I
7 direct your attention to a location, a place called
8 Argo Corn Products. Are you familiar with that
9 one?

10 MR. VELGUTH: Object to the form.

11 MR. MCCOY:

12 Q Go ahead.

13 A Yeah, I worked down there for Sprinkmann Sons.

14 Q Where is that located at?

15 A I think it's Summit, Illinois.

16 Q And about when did you work at Argo Corn Products?
17 What time period?

18 A Well, that had to be about '64, '65.

19 Q Approximately how long was that job?

20 A The job had been going a long time. I was only
21 there for maybe three or four months.

22 Q Was there any asbestos insulation products used on
23 that job?

24 A Yes.

25 Q Can you tell us the types that you are familiar

1 with?

2 A All pipe covering, and I really can't recall the
3 name of what, you know, who manufactured it. But
4 it was basically pipe covering and repair.

5 Q Who were you working for on that job?

6 A Sprinkmann Sons.

7 Q Was this in any particular part of the facility
8 that you recall?

9 MR. NIQUET: Objection, leading.

10 THE WITNESS:

11 A It was mostly all over because it was a lot of
12 repair work.

13 MR. McCOY:

14 Q And let me also then direct your attention to a
15 place called Kikkoman -- K-i-k-k-o-m-a-n. Are you
16 familiar with that one?

17 MR. VELGUTH: Object to the form of the
18 question. Go ahead. You can answer.

19 THE WITNESS:

20 A Yes. I worked there for quite a while.

21 MR. McCOY:

22 Q And where is that located at?

23 A That's right outside of Walworth, Wisconsin.

24 Q What type of a place is that?

25 A That's a Japanese soy sauce plant.

1 Q And can you tell us whether there was any asbestos
2 insulation products used on that job?

3 MR. NIQUET: Objection, leading.

4 MR. VELGUTH: Form.

5 MR. McCOY:

6 Q You can answer.

7 A Yes, quite a bit.

8 Q What types of products were used on that job?

9 A Well, there were a lot of tanks and pipe coverings.
10 You know, blocks and tanks and pipe covering.

11 Q What did the job involve? What type of work?

12 A Well, it was -- it was a brand new plant, so it
13 involved almost everything; pipe covering, vessels,
14 tanks, refrigeration, everything.

15 Q Who were you working for on this job?

16 A That was with L&S.

17 Q And to the best of your recollection, what period
18 of time was this work?

19 A I'd have to say, as close as I can recall, about
20 '69 or '70, somewhere in there -- maybe '68. I
21 don't know.

22 Q About how long did this job last for?

23 A Approximately a year.

24 Q And can you tell, to the best of your recollection,
25 any of the names of the products or manufacturers

1 on that particular job at Kikkoman?

2 A I really -- I know it was all -- you know, not
3 asbestos, but I think it was maybe Carey -- I don't
4 know. I really can't recall the manufacturer's
5 name.

6 MR. VELGUTH: Move to strike the
7 response.

8 MR. SAMUELSON: Join.

9 MR. McCOY:

10 Q All right. And who do you recall working on the
11 Kikkoman job with?

12 A Well, there were quite a few people there. Just
13 about the whole Illinois shop was on that job
14 there.

15 Q Go ahead and tell me some of the names of the
16 people that you recall.

17 A Let's see. John Coke (phonetic), George Sorenson
18 (phonetic), Gene Hanson (phonetic), Gus Pasatok
19 P-a-s-a-t-o-k. -- Jesus -- Ozzie Suoja -- S-o-g-a
20 or something like that. Bill Best, Larry Bethe.

21 Q How do you spell his last name?

22 A B-e-t-h-e. There were a lot more. I can't really
23 recall all of the names.

24 Q We can move on. I think that's good enough. Let
25 me direct your attention then to another place,

1 Badger Ordinance. Are you familiar with that site?

2 MR. VELGUTH: Object to the form of the
3 question. Go ahead and answer.

4 THE WITNESS:

5 A Yes.

6 MR. McCOY:

7 Q All right. And where is Badger Ordinance located
8 at?

9 A Between Sauk City and Baraboo.

10 Q In Wisconsin?

11 A Yes.

12 Q What type of place is that?

13 A That's an ammunitions -- where they made
14 ammunition for the Army.

15 Q And who were you working for when you were at
16 Badger Ordinance?

17 A I was with L&S.

18 Q And to the best of your recollection, what time
19 period were you at Badger Ordinance?

20 A Oh, I would have to say '69 or '70, somewhere in
21 there.

22 Q About how long did that job last?

23 A Well, that job went on for about twelve years, but
24 I wasn't there that long. I was only there for a
25 few months.

- 1 Q When you say a few months, you mean --
- 2 A Two or three months, yeah. I had been there and
- 3 back and there and back.
- 4 Q Was there any asbestos containing products being
- 5 used on that job?
- 6 A Yes. All of it.
- 7 Q Can you tell us the type of work that was involved?
- 8 A All pipe covering, then sheet metal.
- 9 Q What types of asbestos containing materials were
- 10 being used?
- 11 A It was all pipe covering.
- 12 Q And when you say pipe covering, what do you mean by
- 13 that? Do you mean the pre-formed?
- 14 A Pre-formed pipe covering, yeah. We were
- 15 recovering. Yeah, the pre-formed pipe covering.
- 16 Yeah, we were recovering all the old steam lines.
- 17 Q What about on the elbows? What was being used on
- 18 those?
- 19 A That was mud, yeah. A lot of rockwell and we would
- 20 go over it with a layer of magnesium.
- 21 Q Do you have any recollection on that job of who
- 22 made the pipe covering?
- 23 A No, I can't really recall.
- 24 Q Who was on that job with you?
- 25 A Well, there were 30 or 40 guys on this job too.

1 Gene Hanson was the foreman. There was -- Oh,
2 geeze, let me think here. Gus Pasatok, Ed Holcomb,
3 Bill -- I can't think of his name right now. Well,
4 there was several. Ozzie Suoja was there. There
5 were several others. There were probably 20 or 30
6 guys.

7 Q Could you describe the kinds of muds that were used
8 on that job?

9 A Well, for the elbows, there was a lot of mineral
10 and mag to go over it. We would go over it with
11 mag or blue mud. Well, they called it asbestos
12 shorts. We used to call it blue mud.

13 That's what I remember that on the bag.
14 That was what it was called. I can't even remember
15 the manufacturer. We called it blue mud.

16 Q Where did you understand that blue mud came from?

17 A Well, it was kind of blue in color, so everyone
18 called it blue mud.

19 Q What was your understanding of where it came from?

20 A I didn't really know.

21 Q And when you said the term asbestos shorts, --

22 A That's what they called it. That was on the bag.

23 Q Do you mean -- How do you spell shorts?

24 A S-h-o-r-t-s.

25 Q And where was this blue mud used on the --

1 A That was --

2 Q -- on the Badger Ordinance job?

3 A Over the elbows, and if we blocked in a tank, we
4 used that before you canvassed the tank.

5 Q How big in size were some of these tanks at Badger
6 Ordinance?

7 MR. VELGUTH: Object to the form of the
8 question. Go ahead and answer.

9 THE WITNESS:

10 Q Some were -- they varied in sizes, you now. Some
11 were, you know, 10 feet. Some were 15-feet high.
12 Some 16-feet high. You know, 6, 8, 10 feet in
13 diameter.

14 MR. McCOY:

15 Q And how big were the steam lines?

16 A Well, we were recovering everything, so it -- most
17 of them were like 8, 12 inch, 16 inch, 24 inch, you
18 know. It was all outside work.

19 Q And let me direct your attention then to a place
20 called Globe Union.

21 A Yeah.

22 Q Are you familiar with that site?

23 A Yes.

24 Q Did that used to have a different name?

25 A I don't know. I think it was called Hercules at

1 one time. I'm not sure.

2 Q Where is it located at?

3 A It's between, I think, 33rd and 34th, just north of
4 Capitol Drive in Milwaukee.

5 Q And who were you working for when you were at that
6 job?

7 A I was with L&S.

8 Q What is your recollection about the time when that
9 job occurred?

10 A About '67, '68.

11 Q And what types of work were being done on that job?

12 A There we just had two huge vessels.

13 Q How long was this job?

14 A Well, I would have to say five months, maybe six
15 months.

16 Q And what did you have to do on those vessels?

17 A We had to block them in with block and mud and
18 canvas them.

19 Q And what types of mud was used on that job?

20 A That was that blue mud, asbestos shorts.

21 Q Can you give us an idea on the size of those
22 vessels?

23 A Well, they were probably 20 feet high. They
24 started from a foot in diameter and went up to
25 maybe 20 feet in diameter.

1 Q Who worked on that job with you?

2 A A fellow by the name of Bernie Schaeffer
3 (phonetic).

4 Q All right. Let me direct your attention to the
5 Schlitz Brewery in Milwaukee. Are you familiar
6 with that site?

7 MR. VELGUTH: Object to form.

8 THE WITNESS:

9 A Yes.

10 MR. McCOY:

11 Q And did you do any work at that site that involved
12 asbestos containing materials?

13 A Yes.

14 Q And can you tell us who you were working for when
15 you did that work?

16 A The man running the job was Russ Brestler
17 (phonetic).

18 Q What company?

19 A Sprinkmann.

20 Q And can you describe for us the work you did there
21 that involved asbestos containing materials?

22 A Pipe covering.

23 Q What types of pipes were being covered?

24 A Well, some steam lines and -- that's about it.
25 Steam and hot-water lines.

1 Q How much of the period of time that you worked at
2 Schlitz involved the asbestos containing materials?

3 A Well, all of it. I was only there about three
4 weeks. I think two or three weeks.

5 Q And what is your recollection about when this work
6 was done?

7 A '65 maybe.

8 Q Have you done any work at any of the schools in the
9 Milwaukee area that involved asbestos containing
10 materials?

11 MR. VELGUTH: Object to form. Go head
12 and answer.

13 A I did, but I can't remember the schools that I
14 worked at.

15 MR. McCOY:

16 Q How about the Burbach (phonetic) school? Are you
17 familiar with that one?

18 MS. CASTINO: Objection, leading.

19 MR. VELGUTH: Object to the form of the
20 question based on his prior answer.

21 THE WITNESS:

22 A Burbach school was in -- Yeah, that was probably
23 around 1965. -- yeah.

24 Q Where is that located at?

25 A Oh, it's on Mill Road somewhere. Off of Mill Road,

1 maybe 70th or 80th or somewhere in there.

2 Q Is this in Milwaukee?

3 A Yeah.

4 Q What type of work did you do there at Burbach
5 school?

6 A Pipe covering.

7 Q What types of materials were used on that job?

8 A It was --

9 MR. VELGUTH: Object to the form of the
10 question.

11 MR. McCOY:

12 Q You can answer.

13 A There was a lot of fiberglass and a lot of asbestos
14 containing, you know, the hard stuff, and a lot of
15 blue mud for elbows, finishing elbows.

16 Q Is this the same asbestos shorts you described?

17 A Yeah, asbestos shorts. Yeah, everyone more or less
18 used that.

19 Q Let me direct your attention --

20 MR. VELGUTH: Did he say the employer on
21 that one?

22 MR. McCOY:

23 Q Who were you working for?

24 A That was for Milwaukee Insulation.

25 Q And maybe I didn't ask the time frame on that job.

1 A That was around '65 or '66, somewhere in there.

2 Q Are you familiar with the Waukesha Hospital?

3 A Yes.

4 Q And can you tell us approximately when, or to the

5 best of your recollection, when you worked there?

6 A Oh, '67 or '68.

7 Q Who were you working for?

8 A L&S.

9 Q And as part of this job, did it have asbestos

10 containing materials?

11 A Well, there was a lot of it. There was a lot of

12 boiler breaching. There was quite a bit of boiler

13 breaching, some tanks and piping, high-pressure

14 steam piping.

15 Q Was this a new construction or in a particular part

16 of the facility?

17 A This was a new construction part.

18 Q And what types of asbestos containing materials

19 were used on that job?

20 A It was pipe covering and block and mud.

21 Q Was L&S working on the entire place, or was this a

22 particular part of the building here?

23 A This wasn't for L&S. This was for Chris Metals.

24 Q Chris Metals?

25 A C-h-r-i-s M-e-t-a-l-s.

1 Q That was your employer on this job?

2 A That was my employer on that job.

3 Q On the Waukesha County?

4 A No, on the Waukesha Hospital.

5 Q Waukesha Hospital. Right?

6 A Uh-huh.

7 Q Was this work in a particular part of the hospital,
8 or was it throughout?

9 A Well, it was a three- or four-floor addition and
10 plus a boiler-room.

11 Q And who else was on this job besides yourself?

12 A Well, the man running the job was Frank Hoffsteter
13 (phonetic).

14 Q Who else do you recall being on that one?

15 A Bill Best, Frank Best. Oh, there was several guys.
16 I can't really think of them offhand now who all
17 the other guys were. There were probably 15
18 different guys.

19 Q County General Hospital, are you familiar with that
20 location?

21 A Yes.

22 Q Where is that at?

23 A That's in Milwaukee in Wauwatosa, I believe.

24 Q Who were you working for on that job?

25 A I was with Sprinkmann.

1 Q And what type of work was done on that job?

2 A We were working in the equipment room in the
3 basement repairing valves and --

4 Q Repairing valves. Anything else?

5 A No, that was about it. It was a repair job.

6 Q How long did that job last?

7 A About two weeks, I'd have to say. A week or two.

8 Q And to the best of your recollection, when was that
9 work?

10 A I don't know. I'd have to say about '65, '66
11 somewhere.

12 Q And who else was on that job?

13 A There was one other guy. I think his name was
14 Schmidt, Frank Schmidt (phonetic).

15 MR. McCOY: Let's take a break.

16 (Recess taken from 10:22 AM to 10:35
17 AM.)

18 MR. McCOY: Let's go back and start again
19 here. For the record, we've received a speaker-
20 phone, and that's why we took the break, from
21 Mr. Drumke. And we're trying to get it hooked up.
22 We have got a phone technician in here now. So far
23 it hasn't worked, but we are going to proceed.

24 Q The job you talked about earlier at the Globe
25 Union --

1 A Yeah.

2 Q Do you recall that?

3 A Yes.

4 Q Can you tell us what types of materials were used
5 on that job?

6 A It was block insulation and blue mud and canvas.
7 They were just two huge tanks.

8 Q Do you have any recollection of who made any of
9 those products that were used?

10 A Well, the best that I can recall, I think it was
11 Carey Insulation.

12 MR. SAMUELSON: Let the record reflect
13 that counsel has met with his client outside the
14 deposition room before we reconvened.

15 MR. McCOY: That's normal.

16 MR. NIQUET: From your office, yeah.

17 MR. McCOY: For all lawyers, defense
18 lawyers too -- needed brakes.

19 Q I direct your attention, Mr. Haase, to the
20 Carnation facility, I believe, in Milwaukee.

21 A No, that's in Oconomowoc.

22 Q In Oconomowoc. And did you do some work there?

23 A Yes, we did some equipment work there.

24 Q Who were you working for?

25 A I was working for L&S.

- 1 Q What types of work were done on this job?
- 2 A It was all hired insulation -- pipe covering. It
- 3 was all on ducts.
- 4 Q Were any asbestos containing materials used in that
- 5 work?
- 6 A I think most of it was.
- 7 Q What types of materials were used?
- 8 A There was -- Well, there was mud and pipe covering
- 9 and block.
- 10 Q Was the job all ducts, or was there other --
- 11 A Yeah, just all ducts. There wasn't much piping
- 12 there at all.
- 13 Q What is your recollection of the time period when
- 14 that job was done?
- 15 A That was about in the early '70s, I'd have to say.
- 16 Q And how long did that job take?
- 17 A Approximately three weeks.
- 18 Q Who else do you recall being on that job?
- 19 A I was the foreman there. Let's see, Bill Best, I
- 20 can remember was out there. Larry Zimmer
- 21 (phonetic), Rodney Austin -- not Austin -- Rodney
- 22 Chadora.
- 23 Q Can you spell that or give your best attempt at?
- 24 A C-h-a-d-o-r-a, I guess. I'm not sure how that is
- 25 spelled. And there were four or five other people

1 on that job.

2 Q I'd like to direct your attention to a gas company
3 that's located just outside of Oak Creek.

4 A Yes.

5 Q Are you familiar with that?

6 A Yes.

7 Q Could you give us a better description of the place
8 where it's located at?

9 A It's located just maybe a half a mile from the Oak
10 Creek power plant, right near there.

11 Q Is it on a particular road?

12 A I can't recall the name of the road or anything.
13 It's a huge tank, probably 50 feet in diameter --
14 maybe 60, 70 feet height.

15 Q And who were you working for on this job?

16 A It was a company by the name of Silbrico.
17 S-i-l-b-r-i-c-o. I think they are out of Illinois.
18 I can't remember.

19 Q What type of work was done on this job?

20 A Well, we just lined the tank and then poured
21 insulation between the fiberglass liner and the
22 outer wall.

23 Q What types of materials were used on that job?

24 A It was some type of poured insulation. The
25 fiberglass was put against the tank for a cushion,

1 and we poured the rest.

2 Q Was any of this material asbestos containing?

3 A I believe it was, to the best of my knowledge.

4 Q What material was asbestos containing, to the best
5 of your knowledge?

6 A That was the stuff we were pouring in.

7 Q How was this pouring being done?

8 A By bags. We hoisted it up to the top and then
9 poured -- open the bag and pour it down.

10 Q Could you describe the type of material that was
11 inside the bag?

12 A Well, there was a -- just some type of insulation.
13 The refractory type of insulation.

14 Q Was it a powdery type of material?

15 A Powdery type, yes.

16 MR. CULHANE: I want to go off the record
17 for a minute. The phone is working.

18 (Discussion held off the record.)

19 MR. McCOY: Let's continue. We'll call
20 him after we're done. The phone cannot get hooked
21 up. I guess, for the record, we should indicate
22 that the speaker phone cannot get hooked up.

23 Q I'd like to direct your attention to a place called
24 Kearney & Trecker.

25 A Yes.

- 1 Q Where is that located at?
- 2 A That's in West Allis on Highway 100.
- 3 Q And did you do some work there?
- 4 A Yes. We did the -- all of the air-conditioning
5 units on the roof.
- 6 Q When was this job done?
- 7 A 1966 or '7. I'd have to say '67. I'm almost sure.
- 8 Q And who were you working for?
- 9 A That was with Milwaukee Insulation.
- 10 Q Were there any asbestos containing materials used
11 on this job?
- 12 A Yes. A lot of mud -- blue mud.
- 13 Q Just, again, the same asbestos shorts?
- 14 A Yeah, right.
- 15 Q And what types of work were being done?
- 16 A We insulated the units on the roof. They were big
17 units, maybe 8 feet in diameter and 15 feet long.
- 18 Q How did you go about insulating those?
- 19 A We blocked them in with fiberglass, and then we
20 chicken-wired them and went over the top with the
21 asbestos shorts and sealed them with tar.
- 22 Q How long did that job last?
- 23 A Approximately, I'd say four or five months.
- 24 Q Who was on that job with you?
- 25 A A fellow by the name of Wally Neubauer (phonetic).

1 Q And let me direct your attention to the Oconomowoc
2 Hospital. Are you familiar with that?

3 A Yes.

4 Q Did you do some work there?

5 A Yes, they put on a new addition. That was a new
6 addition.

7 Q Who were you working for on this job?

8 A Chris Metals.

9 Q And what is your recollection of about when this
10 work was done?

11 A In about '65 -- 1965.

12 Q What types of work were involved at Oconomowoc
13 Hospital?

14 A This was everything, pipe covering, you know. It
15 was a new addition. Pipe covering, ducts,
16 equipment-room, boiler-room.

17 Q How long did this job last?

18 A Well, I was only on it for maybe a month, but it
19 was probably a year's job.

20 Q Were there any asbestos containing materials used
21 on this job?

22 A Yeah. For some of the equipment down in the
23 boiler-room we used.

24 Q What types of asbestos containing materials were
25 used?

- 1 A Pipe covering and a couple of tanks.
- 2 Q What types of materials were used on those?
- 3 A It was block and pipe covering.
- 4 Q Were there any muds or cements used?
- 5 A Yeah, blue mud again. We always used blue mud.
- 6 Q I'm not certain if I had asked this question, but
- 7 the gas company tank outside of Oak Creek that we
- 8 talked about, when was that work?
- 9 A That was probably in '64 or '5.
- 10 Q I direct your attention to Madison East High
- 11 School. Are you familiar with that place?
- 12 A Yes.
- 13 Q Where is that located?
- 14 A That's in Madison on East Washington Avenue.
- 15 Q Did you do some work there?
- 16 A Yes. We did some breachings, boiler breachings.
- 17 Q Who were you working for?
- 18 A L&S Insulation.
- 19 Q Were there any asbestos containing materials used
- 20 on this job?
- 21 A Yes, I think it all was.
- 22 Q Could you explain the use of that?
- 23 A We used just block. We didn't have any pipe
- 24 covering. Just block and blue mud and canvas.
- 25 Q How long did this job take?

1 A Oh, a month or two.

2 Q And the University of Wisconsin-Whitewater, have
3 you done work there?

4 A Yes.

5 Q And has any of that work involved asbestos
6 containing materials?

7 A Yes, a lot. In the laundry-room there was quite a
8 bit of pipe covering.

9 Q Laundry-room of what?

10 A It was a new dorm.

11 Q Who were you working for on this job?

12 A That was Chris Metals.

13 Q Who was on that job with you?

14 A John Dean (phonetic), and Witkowski -- a guy by the
15 name of Frank Witkowski.

16 Q Can you try to spell that one?

17 A W-i-t-k-o-w-s-k-i.

18 Q And any others that you can think of on that job?

19 A Bill Holcomb -- H-o-l-c-l-u-m-b, I think.

20 Q And can you describe the type of work that was done
21 in the laundry?

22 A It was pipe covering.

23 Q What types of materials were used on that?

24 A It was all whatever they used, asbestos pipe
25 covering and blue mud again.

1 Q What years do you remember this job being?

2 A That was -- Let's see. '66 or '67.

3 Q We talked earlier about Don Drawantz.

4 A Yeah.

5 Q Did you ever have a chance to meet with him outside
6 of work?

7 A Well, yes. I met him at parties and stuff. I knew
8 him very well.

9 Q And did you ever meet his wife?

10 A I had met her, yeah, a few times.

11 Q What was your understanding about where they most
12 recently lived at?

13 A Well, I knew several years ago he moved to Las
14 Vegas and was working out there.

15 Q Okay. I don't have any further questions right
16 now, Mr. Haase, and I appreciate your time for
17 today. So if we can go ahead with the examination,
18 whoever wants to start, however you want to do
19 that.

20

21 EXAMINATION

22 BY MR. VELGUTH:

23 Q Mr. Haase, my name is Mark Velguth. I represent
24 some of the defendants in several of these cases,
25 and I have got some questions for you today. You

1 said you started as an insulator in what year?

2 A It was '63 or '64.

3 Q What did you do prior to this?

4 A Well, I had several jobs. Well, immediately prior
5 to that, I worked at American Motors and worked for
6 Sinclair Refining.

7 Q You're 62 today?

8 A Yeah. Not today. On July 1st, I was 62.

9 Q When did you retire?

10 A July 1st.

11 Q Now when you started in your pipe covering or
12 insulating career, the locals here and the guys who
13 worked for the locals called themselves asbestos
14 workers. Right?

15 A Yes.

16 Q And was the first job that you had as an insulator
17 at Oak Creek?

18 A Yeah, that was the first one.

19 Q And did you go through an apprenticeship training?

20 A Well, I did later on. See, they didn't have an
21 apprenticeship training when I started. Three
22 years after I started, then I did go through an
23 apprenticeship training.

24 Q And when you first started at Oak Creek, were you
25 insulating or were you lugging?

1 A Mostly lugging and insulating. We did everything.

2 Q So you started right out as a new guy and --

3 A Right.

4 Q -- and right into the work of applying materials as

5 well?

6 A Right. Helping to apply.

7 Q Now you mentioned Bill Holcomb a couple of times in

8 your testimony so far. There were other Holcomb

9 brothers as well. Right?

10 A There's one other, Ed Holcomb.

11 Q Ed and Bill?

12 A Yeah.

13 Q Did Bill Holcomb work out at Oak Creek?

14 A Yes, he did. He he had just left Sprinkmann when

15 he came there.

16 Q Was he working for CE, Combustion Engineering?

17 A Yeah.

18 Q Now Ed Holcomb always wore a mask; didn't he? A

19 dust mask.

20 A Not that I'm aware of.

21 Q Was it the other Holcomb that always wore a mask?

22 A I don't know.

23 Q There were insulators out at Oak Creek that wore

24 dust masks. True?

25 A Not too often. They never gave us any masks. I

1 know I never did.

2 Q But there were insulators out at Oak Creek when you
3 started there that wore dust masks. True?

4 A Yes, true.

5 Q And it was common knowledge in the asbestos trade,
6 as far as you knew even in the mid '50s, that
7 asbestos was dangerous. True?

8 A Well, no, not necessarily. They knew it was more
9 or less a dust factor, you know. Not something
10 else.

11 Q But when you started in the early '60s, there were
12 older guys that took you aside and said that the
13 trade was hazardous?

14 A Oh, yes.

15 Q And so, to your knowledge, for example, Don
16 Drawantz and John Weber would have been well aware
17 of that, being asbestos workers as well?

18 MR. McCOY: Object to the foundation for
19 his knowledge of that question.

20 MR. VELGUTH:

21 Q True? You can go ahead and answer.

22 MR. McCOY: If you can answer, go ahead.

23 THE WITNESS:

24 A Well, I would assume so, yes.

25 MR. VELGUTH:

- 1 Q And that's because it was common knowledge within
2 the folks at Local 19 that working with asbestos
3 could be hazardous?
- 4 A Yes, I would assume that.
- 5 Q You would say that. Right?
- 6 A Well, it was -- it's like anything else, you know.
7 Car exhaust is bad for you to breath too, and you
8 don't walk around with a mask outside.
- 9 Q But you don't sit in garages running your car
10 either; do you? Right?
- 11 A True.
- 12 Q When you were working at Oak Creek, you said you
13 were working for Combustion Engineering. Right?
- 14 A Right.
- 15 Q Were there Combustion Engineering products --
16 asbestos containing products being used at Oak
17 Creek during the time that you worked there?
- 18 A I don't know where they came from. We used to get
19 our materials by box car, and I don't believe they
20 were Combustion Engineering products. I think they
21 were manufactured by someone else. They just
22 bought them.
- 23 Q Do you know the name of that manufacturer?
- 24 A Not offhand I wouldn't know. You know, that's 35
25 years ago.

1 Q Right. Hard to remember back 35 years. Right?

2 We're stretching your memory today. Is that a yes?

3 MR. McCOY: Let me object to the form and
4 foundation of that question. But his memory is
5 whatever he says on the record.

6 MR. VELGUTH:

7 Q We're stretching your memory today going back 35
8 years. Right?

9 MR. McCOY: Same objection.

10 MR. VELGUTH:

11 Q You can answer. Whenever anybody objects, unless
12 your attorney says don't answer that question, you
13 can go ahead and answer.

14 A Okay. Well, yeah, I would say you are.

15 Q Now during the '63 to '64 time period, you said
16 that this poured insulation was used. Correct?

17 A Uh-huh.

18 Q Correct?

19 A Yes.

20 Q You have to answer out loud in standard English.

21 And you do not know the manufacturer or trade name
22 of that poured insulation. Correct?

23 A Correct.

24 Q And you also said you used some block in Oak Creek
25 in that '63 to '64 time period. True?

1 A Right.

2 Q And you do not know the trade name or manufacturer
3 of that block material. Correct?

4 A I can't think of it offhand, no.

5 Q And with respect to the pipe covering that you used
6 at Oak Creek power plant in the '63-'64 time
7 period, you don't recall the manufacturer trade
8 name of that pipe covering. True?

9 A I would almost say it was Unibestos. I would
10 almost be certain of that.

11 Q Why do say it was Unibestos?

12 A Because we were -- Sprinkmann was using
13 Johns-Manville, and we were using a different type
14 of insulation.

15 Q Now was Unibestos something that had a different
16 purpose than, say, Johns-Manville Thermobestos?

17 A No, it was the same thing, you know. It was just a
18 different manufacturer.

19 Q Did the Unibestos -- Do you know what Thermobestos
20 is?

21 A Yeah.

22 Q That was a Johns-Manville--

23 A Yeah, right.

24 Q --cal-sil pipe covering. Is that right?

25 A Cal-sil -- right. I forgot about that. Yeah.

1 Q And what you're saying is that Unibestos was --
2 Well, let me ask you this. Are you saying that
3 Unibestos was the same as this Thermobestos as far
4 as product consistency goes?

5 MR. McCOY: Let me object to the form of
6 that question. You can answer.

7 THE WITNESS:

8 A It's the same. It's just a cal-sil type. You
9 know, it's all about the same thing. It's just a
10 different manufacturer.

11 MR. VELGUTH:

12 Q All right. So with respect --

13 A It serves the same purpose.

14 Q So you don't remember Unibestos being used for any
15 particular application, like outside, where it
16 would be wet or anything like that, at Oak Creek
17 from '63 to '64. Is that correct?

18 MR. McCOY: Let me object to the form of
19 that question again.

20 THE WITNESS:

21 A We never had any outside work there, so --

22 MR. VELGUTH:

23 Q All right. So we cleared that up.

24 A Yeah.

25 Q Did you handle the Unibestos that you were talking

1 about?

2 A Yes. We installed it. We carried it, lugged it.

3 Q So it's your testimony that the Unibestos, you
4 believe, was a cal-sil product?

5 A No. I think it was -- I can't be sure. But I'm
6 almost positive it was Unibestos.

7 Q That's not my question though. I'm asking you to
8 compare Unibestos to another cal-sil product like
9 Thermobestos.

10 MR. MCCOY: Objection to form and
11 foundation again, counsel, you haven't established.

12 THE WITNESS:

13 A If you took them out of a box, you wouldn't be able
14 to tell the difference, I don't think.

15 MR. VELGUTH:

16 Q And you worked with Thermobestos?

17 A Yes.

18 Q Did you work with Thermobestos at Oak Creek?

19 A I can't be certain of it.

20 Q But during your career as an insulator, you worked
21 with Johns-Manville Thermobestos?

22 A Yes.

23 Q And what you are telling us today is the Unibestos
24 that you worked with at Oak Creek power plant had
25 the same texture and consistency as Johns-Manville

1 Thermobestos?

2 MR. McCOY: Objection. That is
3 misstating his testimony.

4 THE WITNESS:

5 A I would have to say it's close, you know.

6 MR. VELGUTH:

7 Q And did you carry boxes of Unibestos at Oak Creek
8 power plant in the '63-'64 time period?

9 MR. McCOY: Objection, asked and
10 answered.

11 THE WITNESS:

12 A Well, yes. Boxes of pipe covering and -- as I
13 think back now, I think maybe we used a lot of
14 block, and that was calcium-silicate block. I
15 don't know who the manufacturer was.

16 MR. VELGUTH:

17 Q My question is though, when you were lugging at the
18 Oak Creek power plant in the '63 to '64 time
19 period, did you lug boxes of Unibestos, to your
20 recollection?

21 MR. McCOY: Objection, asked and
22 answered.

23 THE WITNESS:

24 A Well, certainly.

25 MR. VELGUTH:

1 Q And can you tell me who made -- strike that. Do
2 you recall what it said on the boxes of Unibestos
3 in the '63-'64 time period?

4 A Not really.

5 Q Can you tell me who made the Unibestos that you
6 worked with in the '63-'64 time period?

7 A Well, that was the manufacturer I thought,
8 Unibestos.

9 Q Right. Do you know the name of the manufacturer?

10 A No.

11 Q So as you're sitting here today, if I told you that
12 about that period of time there could have been
13 Unibestos made by UNARCO or there could have been
14 Unibestos made by Pittsburgh-Corning, you wouldn't
15 be able to tell me who made that Unibestos?

16 A No.

17 Q Am I correct?

18 A Right.

19 Q When did you become --

20 MR. McCOY: Counsel, let me put an
21 objection to that last question. That question
22 assumes some facts that aren't in evidence. I
23 don't know if they exist, but that's my objection.

24 MR. VELGUTH: All right. I will ask it
25 in a different way.

1 Q You don't know the manufacturer of the Unibestos
2 that was used at the Oak Creek power plant in the
3 '63 to '64 time period. Correct?

4 A Correct.

5 Q When did you become a client of the Cascino Vaughan
6 Law Firm?

7 A Oh, probably about five years ago.

8 Q Do you know, five years ago did you have -- had you
9 ever been seen by a doctor for any asbestos-related
10 condition?

11 A Oh, sure.

12 Q You were seen by Dr. Grossman?

13 A Yes.

14 Q When did you see Dr. Grossman?

15 A Well, I'd have to say in the '70s sometime, maybe
16 early '80s.

17 MR. McCOY: Counsel, I believe this is
18 getting outside the scope of direct exam.

19 MR. VELGUTH:

20 Q In preparing for today's deposition, did you review
21 any pictures or lists of products?

22 A Well, I did, you know, a few years ago -- what I
23 worked with.

24 Q Do you remember whether it was more than one book?
25 Or tell let me re-ask that. I think I asked a

1 couple of questions there.

2 Did you ever review any pictures of
3 products?

4 A Yes.

5 Q And that was a couple of years ago?

6 A Yes.

7 Q But none to prepare for today's deposition?

8 A None for today's deposition, no.

9 Q When you became an asbestos worker in the early
10 '60s, did you start getting the Asbestos Worker's
11 magazine?

12 A Yeah, I probably did.

13 Q Do you remember getting it?

14 A Do I remember? Yes, probably around 1965 or '6.

15 Q So it might have been a couple of years after --

16 A Yeah.

17 Q -- after you started?

18 A After I started, yeah.

19 Q You've got to wait. We're talking on top of each
20 other a little bit. Try to wait until I'm done
21 with my question, and likewise I'll try to wait for
22 you to get done with your answer, and that will
23 make it easier on the court reporter here. All
24 right?

25 A Uh-huh.

1 Q So you started getting the Asbestos Worker's
2 Magazine, you believe, a couple of years after you
3 started working in the asbestos worker trade?

4 A Well, I didn't get in the union until 1966, and
5 that's probably when I started getting it. I mean,
6 they wouldn't have sent it to me without being in
7 the union.

8 Q And part of your dues went to that?

9 A Yeah.

10 Q Do you remember the green sheets in the Asbestos
11 Worker's magazine?

12 A No.

13 Q Do you remember a doctor named Irving Selikoff?

14 A Yes.

15 Q What do you remember about Dr. Selikoff?

16 A He was doing research on asbestos at that time.
17 They had just hired him to do research on the
18 effects of asbestos.

19 Q How did you learn of Dr. Selikoff?

20 A Well, that was in the Asbestos Journal.

21 Q What do you remember about the articles, either by
22 or about Dr. Selikoff, in the Asbestos Worker's
23 magazine?

24 A Well, the background of all of the stuff, and how
25 it was -- they were just coming out then proving

1 that asbestos was bad, you know.

2 Q Did you use Eagle-Picher Super 66?

3 A Yes.

4 Q At Oak Creek in the '63-'64 time period?

5 A I would have to say, yeah, around that time or
6 after when I worked for Sprinkmann. Sprinkmann
7 always used Eagle-Picher.

8 Q Okay. You said that John Weber and Don Drawantz
9 worked at Oak Creek?

10 A Yes.

11 Q In the '63-'64 time period?

12 A Yes, I would have to say in that area.

13 Q Are you sure about that?

14 MR. McCOY: Let me object to the form of
15 that question.

16 THE WITNESS:

17 A I would to have say '64-'65 -- '63, '64 '65.

18 MR. VELGUTH:

19 Q Are you guessing about the years that they --

20 A Well, yes.

21 MR. McCOY: I object to the form of the
22 question. I mean, he's -- the witness's best
23 recollection, he's entitled to provide it. That's
24 not necessarily guessing.

25 MR. VELGUTH: Have you got something

1 against cross-examination?

2 MR. McCOY: No.

3 THE WITNESS:

4 A I'm sure -- I'm almost positive I seen him out
5 there.

6 MR. VELGUTH:

7 Q But as far as the particular year, you would have
8 to guess?

9 MR. McCOY: Object to the form again.

10 THE WITNESS:

11 A Well, it was either '63 or '64.

12 MR. VELGUTH:

13 Q They -- Weber and Drawantz were employed by a
14 different company than you?

15 A Right.

16 Q It wasn't your job to watch what John Weber and Don
17 Drawantz were doing. Correct?

18 A Correct.

19 Q And they worked for a different contractor on
20 different areas of unit number 7. Correct?

21 MR. McCOY: Object to the form of that
22 question. It's compound.

23 THE WITNESS:

24 A Correct.

25 MR. VELGUTH:

1 Q Did you understand my question?

2 A Yeah.

3 Q And you can't testify today, can you, about what
4 product John Weber used and when at Oak Creek.
5 Correct?

6 A Correct.

7 Q And today you can't testify about what product Don
8 Drawantz worked with at Oak Creek. Correct?

9 A Well, I could make an assumption. They were doing
10 the turbine out there, and they were using blankets
11 and spraying the bottom of it. I knew they were
12 doing that. We used to eat together out there.

13 Q My question is this though; with respect to the
14 work that -- I don't mean any disrespect, but for
15 short, I'm going to call him Weber. Okay?

16 A Sure.

17 Q With respect to the work that Weber was doing, you
18 can't tell me what specific manufacturer's products
19 he was working with at Oak Creek. Correct?

20 A Correct.

21 Q And with respect to Drawantz, you can't tell me
22 what manufacturer's products he was working with at
23 Oak Creek. Correct?

24 A Correct.

25 Q And that is for the entire time in the '63-'64 time

1 period that you worked at Oak Creek. Correct?

2 A Correct.

3 Q Now you said Weber was working for Sprinkmann out
4 there. Could it have been that he was working for
5 Universal at the time?

6 A I think he was on loan from Universal. Him and
7 Drawantz were on loan from Universal.

8 Q You remember that from 1963 or '64?

9 A Well, yes, I do, because I knew who those two guys
10 worked for.

11 Q So this was unusual to see them out there?

12 A Yeah, it was unusual -- very unusual. That's why I
13 remember.

14 Q Do you remember John Weber being a blanket man?

15 A For Universal, I know he was -- he made blankets.

16 Q But you knew that to be one of his specificities?

17 A Yes.

18 Q And I think in earlier questioning, as far as the
19 specific products that were out at Oak Creek, you
20 had identified Johns-Manville products during that
21 '63 to '64 time period?

22 A Yes.

23 Q And Johns-Manville products constituted the
24 majority of the asbestos containing insulation
25 products you worked with at Oak Creek in the

1 '63-'64 time period. Correct?

2 A No, I don't think so. Because Johns-Manville --
3 Sprinkmann was using Johns-Manville, and we were
4 using something else.

5 Q And that something else that you were using working
6 for Combustion Engineering, you don't recall today.
7 Correct?

8 A No, I don't really. Calcium-silicate I recall, but
9 I don't know who made it.

10 Q And you also testified about this refractory mud
11 that went on the top of the boilers and the sides
12 over the blocks. Do you know the trade name or the
13 manufacturer of that mud?

14 A I don't recall.

15 Q Was it the blue mud?

16 A No, it wasn't the blue mud. It was something else.
17 It set up very hard.

18 Q Do you recall a product called 352?

19 A No.

20 Q And the asbestos shorts, this blue mud, asbestos
21 shorts that you used that you testified about, I'm
22 just asking you -- not in particular about WEPCO at
23 this point in time. That blue mud and the asbestos
24 shorts were a Johns-Manville product. Right?

25 A I'm really not certain if they are. I think they

1 were. I'm not certain.

2 Q And what size bag did the blue mud come in?

3 A They came in about, I think, it was about 50-pound
4 bags. Some of it came in gunny sacks even.

5 Q You also testified about the Argo Corn Products
6 site in Illinois. True?

7 A True.

8 Q And your best recollection is that you worked there
9 in the '64-'65 time period?

10 A Yes, that's true.

11 Q How long did that job last? And you might have
12 answered it, but I didn't get it in my notes.

13 A Well, it went on for a long time. But me and two
14 other guys were sent there from Sprinkmann in
15 Milwaukee, and we were there only like three or
16 four months.

17 Q And that was pipe covering work?

18 A It was -- Yes, repair work, you know. Pipe
19 covering and valves.

20 Q And by saying valves, there was mud involved in
21 that?

22 A Mud involved, yes.

23 Q And I have in my notes here, and I just wanted to
24 confirm that you don't recall the trade name or
25 manufacturer of the pipe covering that was used at

1 Argo Corn Products. Is that correct?

2 A Correct.

3 Q And how about the mud?

4 A The mud was blue mud. That was what we always

5 used. Every shop used blue mud.

6 Q So I should just quit asking that question?

7 A Yeah, quit asking.

8 Q All right. And about the Argo Corn Products site,

9 you said you had worked mostly all over.

10 A In the factory. That's a huge factory, a huge

11 plant.

12 Q A large building with many rooms?

13 A Yes.

14 Q Sometimes separated by --

15 A Yeah.

16 Q -- doors?

17 A Doors. Warehouse part, yeah, everything.

18 Q And you worked in many parts of that plant?

19 A Yes.

20 Q Let me ask you this. Do you know a guy named

21 Michael Schiller?

22 A No.

23 Q Do you know a game named Oscar Suoja?

24 A Ozzie Suoja, Yeah.

25 Q The name I got is Oscar.

1 A No, it's Ozzie. Oswald Suoja.

2 Q Did you ever work with Suoja?

3 A Yes.

4 Q Where?

5 A Oh, quite a few places. He was with L&S. I worked
6 with him at Kikkoman, Badger Ordinance.

7 Q How are you spelling Suoja?

8 MR. McCOY: Counsel, I don't know if he
9 has finished his answer. I think you interrupted
10 him when he was listing the places.

11 MR. VELGUTH:

12 Q All right. Go ahead. Were you done with your
13 answer?

14 A Oh, several places. You know more than that.

15 Q Tell me the places again?

16 A Well, Badger Ordinance, Kikkoman Manufacturing,
17 University Hospital in Madison, -- oh, Janesville
18 Hospital.

19 Q Are you done?

20 A Yeah. There was probably more, but I can't think
21 of them right now.

22 Q How are you spelling Suoja?

23 A I think it's S-o-g-a. S-o-j-h-a or something like
24 that.

25 Q You don't know?

1 A I don't know, no.

2 Q And the first name was what?

3 A Oswald.

4 Q Was he an insulator?

5 A Yes.

6 Q Local 19?

7 A Yes.

8 Q Was there a different local in the Madison area?

9 A No.

10 Q Did Drawantz or Weber work with you at Argo Corn
11 Products?

12 A No.

13 Q All right. Now moving onto Kikkoman. Now was
14 Kikkoman -- am I pronouncing that right?

15 A Yeah, that's right.

16 Q Was that another facility -- large facility with
17 many rooms?

18 A Yes, it was.

19 Q But you worked in a new part of the plant when you
20 went out there?

21 A It was all new.

22 Q And I think earlier you mentioned an Ozzie Soga.
23 S-o-g-a I have in my notes.

24 A Whatever.

25 Q Do you know where he lived?

1 A Yes, he lived in Sun Prairie. Well, up until he
2 just died a year ago. But he lived up in Superior
3 right after he retired. But when I knew him, he
4 lived in Sun Prairie.

5 Q All right. And I have in my notes here that you
6 did name some products you thought were at
7 Kikkoman's, but you ended up by saying that I don't
8 really remember.

9 MR. McCOY: Counsel, let me object to the
10 form of that question.

11 MR. VELGUTH: Fine.

12 MR. McCOY: That's your notes. It's not
13 necessarily what the witness testified to.

14 THE WITNESS:

15 A Yeah. Correct.

16 MR. VELGUTH:

17 Q And so the answer is, you don't remember the
18 manufacturer trade names of the asbestos containing
19 products that you worked with or around at Kikkoman
20 when you worked there?

21 A Correct.

22 Q Except for blue mud?

23 A Blue mud and the normal pipe covering stuff.

24 Q But as you sit here today, you don't remember the
25 manufacturer or trade name of that pipe covering.

1 True?

2 A True.

3 Q Moving onto Badger Ordinance. That was a huge
4 place. Right?

5 A Right.

6 Q All outside work?

7 A Mostly. Not all, but mostly.

8 Q And you did not work with Weber or Drawantz at
9 Badger Ordinance. Is that correct?

10 A Right.

11 Q Did you work with Suoja at Badger Ordinance?

12 A Yes.

13 Q Was it during the '69-'70 time period?

14 A That's when I was up there about. Yeah, that would
15 have to have been that.

16 Q Was he on your crew, or was he working for somebody
17 else?

18 A He was just working. There was probably -- I don't
19 know -- 20 guys on that job. I didn't work along
20 side of him, no. But we were all doing basically
21 the same thing.

22 Q Insulating?

23 A Insulating, right.

24 Q As far as the manufacturer or trade name of any
25 product Mr. Suoja worked with or around at Badger

1 Ordinance, you cannot tell us that today. Correct?

2 A Correct.

3 Q By the way, were you ever a smoker?

4 A No.

5 Q On to Hercules. Was that every known as Hercules

6 Powder?

7 A I'm not certain. I thought it was. When I worked

8 there, it was Globe Union. But I think they had

9 bought it from Hercules. That's the best of my

10 recollection.

11 Q How long did you work at Hercules?

12 A Well, a couple of months.

13 Q What years did you work there?

14 A It was '67.

15 Q And your job was to insulate two huge vessels?

16 A Right.

17 Q And you insulated the vessels with block?

18 A Yes.

19 Q And the blue mud?

20 A Blue mud.

21 Q Did you work with Bernie Schaeffer there?

22 A Yes.

23 Q And was that the only other coworker that you had?

24 A Yes.

25 Q So you and Bernie got to insulate both of those

1 tanks?

2 A Right.

3 Q Did you ever work with Weber at Hercules?

4 A No.

5 Q Did you ever work with Drawantz at Hercules?

6 A No.

7 Q Did you ever work with Suoja at Hercules?

8 A No.

9 Q And you don't recall the trade name or the

10 manufacturer of any asbestos containing product

11 that you worked with at Hercules other than this

12 blue mud. Correct?

13 A Correct. It was some material out of Canada, and I

14 can't recall the name.

15 Q The next job site that Mr. McCoy led you to was

16 Schlitz Brewery.

17 A Right.

18 Q Now Schlitz was a place, a huge facility, with many

19 rooms.

20 A Many rooms and tunnels.

21 Q And tunnels and lots of piping?

22 A Right.

23 Q And a lot of the work at Schlitz Brewery was not

24 high temperature. Correct?

25 A Yes. A lot was refrigeration.

- 1 Q And you worked for three weeks at one point in time
2 at Schlitz Brewery. Correct?
- 3 A Correct.
- 4 Q What year?
- 5 A Oh, that had to have been around '65.
- 6 Q And you worked only with pipe covering and blue mud
7 at Schlitz Brewery?
- 8 A Right.
- 9 Q And your coworker was Russ Brestler?
- 10 A Right.
- 11 Q And was that your only coworker at Schlitz when you
12 worked there for that three-week period in 1965?
- 13 A There was a Rudy Grossmeyer (phonetic).
- 14 Q Anyone else?
- 15 A Warren Hanson. That's it.
- 16 Q Did you ever work with Weber at Schlitz?
- 17 A No.
- 18 Q Did you ever work with Drawantz at Schlitz?
- 19 A No.
- 20 Q Did you ever work with Suoja at Schlitz?
- 21 A No.
- 22 Q Do you know the trade name or the manufacturer of
23 the pipe covering you were using at Schlitz?
- 24 A No.
- 25 Q And did you use blue mud at Schlitz?

- 1 A Yes.
- 2 Q Now you said you worked at Burbach school in '65 or
- 3 '66. True?
- 4 A True. It's either Burbach or Burbank school. I
- 5 can't remember.
- 6 Q Mill Road and 70th or 80th?
- 7 A Somewhere in that area.
- 8 Q And that was some fiberglass --
- 9 A Yes.
- 10 Q -- insulation there. Right?
- 11 A There was everything there. Fiberglass, Kaylo,
- 12 everything.
- 13 Q Do you remember the trade name or manufacturer of
- 14 any of the asbestos containing pipe covering used
- 15 at this Burbach or Burbank school?
- 16 A No.
- 17 Q But you used a lot of blue mud or asbestos shorts
- 18 at this Burbank or Burbach school. Right?
- 19 A Several, yeah. We used a lot of it.
- 20 Q Who were your coworkers there?
- 21 A Vince Wall, he was running the job. Don
- 22 Charpentier (phonetic), Bill Globig (phonetic), Tom
- 23 Ganer (phonetic). There were others there. I
- 24 can't think of them offhand.
- 25 Q Was Weber there?

1 A No.

2 Q Drawantz there?

3 A No.

4 Q Suoja there?

5 A No.

6 Q You knew Bill Globig?

7 A Yes.

8 Q Was he the business agent?

9 A Not at that time. He was just a mechanic.

10 Q A little later?

11 A Yeah.

12 Q This is '65 or '66?

13 A Uh-huh.

14 Q When did Bill Globig become the business agent?

15 A I would have to say around 1970, somewhere in

16 there.

17 Q Did Mr. Globig ever address Local 19 about the

18 potential hazards of asbestos?

19 A Well, I would say yes, probably at a union meeting.

20 I didn't go to too many meetings.

21 Q You also identified the Waukesha hospital. Is

22 there a name attached to that? Is that Waukesha

23 County or --

24 A Waukesha Memorial Hospital.

25 Q Is that what it was at the time you were working

1 there?

2 A Right.

3 Q Did you work with Weber there?

4 A No.

5 Q Did you work Drawantz there?

6 A No.

7 Q Did you work with Suoja there?

8 A No.

9 Q And you cannot identify the trade name or
10 manufacturer of any asbestos containing insulation
11 products at Waukesha Memorial Hospital. Correct?

12 A Well, I knew it was asbestos containing. I cannot
13 identify the manufacturer though.

14 Q And you also worked with the blue mud?

15 A Right.

16 Q Now you also identified County General Hospital in
17 Milwaukee?

18 A Right.

19 Q What particular building are you talking about, if
20 it was just one?

21 A It was the main building, the big building. We
22 worked in the basement in the equipment room.

23 Q Do you know what that main building is called
24 today?

25 A John Doyne Hospital, I think.

- 1 Q What street is that on?
- 2 A Probably about 90th Street and Wisconsin Avenue.
- 3 Q All right. And you worked in the equipment room
- 4 there repairing valves?
- 5 A Yes.
- 6 Q So that was all mud work?
- 7 A Mostly mud and, you know, small pieces of
- 8 insulation.
- 9 Q How big were the pipes?
- 10 A About 6 inches, 3 inches on down.
- 11 Q Was the pipe covering asbestos containing, to your
- 12 understanding?
- 13 A I'm sure it was.
- 14 Q Can you tell me the trade name or the manufacturer
- 15 of that pipe covering?
- 16 A I'm almost certain that was Johns-Manville.
- 17 Q What makes you remember Johns-Manville?
- 18 A Because I was working for Sprinkmann at the time,
- 19 and that's all they used.
- 20 Q And Frank Schmidt was your only coworker --
- 21 A Right.
- 22 Q -- at what you described to be County General
- 23 Hospital. Correct?
- 24 A Right, correct.
- 25 Q All right. Now we're talking about the Carnation

1 factory. And that was at where?

2 A In Oconomowoc.

3 Q And you worked there for about three weeks in the
4 early '70s?

5 A Correct.

6 Q Do you know if this was after asbestos was taken
7 out of most high-temperature insulation products?

8 A It was taken out of a lot of stuff, but we were
9 still getting it on the jobs.

10 Q On this job at the Carnation factory in the early
11 1970s?

12 A I'm not certain of it.

13 Q So as we sit here today, -- Well, strike that.
14 Was this new construction, or were you doing repair
15 work at the Carnation factory in Oconomowoc?

16 A This was new construction.

17 Q So as you sit here today, you cannot say whether or
18 not the insulation products that you worked with or
19 around at the Carnation factory contained asbestos.
20 Is that true?

21 A True.

22 Q And in any event, you don't remember the trade name
23 or the manufacturers of the asbestos containing
24 products that you put on the ducts at Carnation
25 factory. Correct?

1 A That's correct. That was L&S and whatever they
2 bought it from.

3 Q And you said you worked with Bill Best at the
4 Carnation factory. Right?

5 A Right.

6 Q And this Rod --

7 A Rod Chadara.

8 Q Chadara, and four or five others?

9 A There was Larry Zimmer (phonetic) I can recall.

10 Q Did you work with Weber, Drawantz, or Suoja at the
11 Carnation factory?

12 A No.

13 Q Now this gas company near Oak Creek that you talked
14 about, is that natural gas or petroleum gas or
15 what?

16 A It's a natural gas. See, they just had the tank up
17 when I worked there. Since then, they ran a lot of
18 piping, and a different company got it, so I never
19 went back.

20 Q So Silbrico had the contract, as far as you know,
21 to insulate the tank with this poured insulation?

22 A Right.

23 Q And you don't know the trade name or manufacturer
24 of this poured insulation. Correct?

25 A Correct.

- 1 Q Did you believe the poured insulation contained
2 asbestos?
- 3 A Well, I assumed it did.
- 4 Q And the next site was Kearney & Trecker. Correct?
- 5 A Correct.
- 6 Q How are you spelling those?
- 7 A K-e-a-r-n-e-y T-r-e-c-k-e-r.
- 8 Q Was the only guy that you worked with at Kearney &
9 Trecker Wally Neubauer?
- 10 A Yes. -- oh, wait, no. There were a few others
11 after that. There's a -- Lilke (phonetic).
- 12 Q Lilke?
- 13 A Lilke. Not Clarence. I can't think of his first
14 name now, and there were a few others, and I can't
15 think of their names offhand.
- 16 Q Did you work with Weber, Drawantz, or Suoja at
17 Kearney & Trecker?
- 18 A No.
- 19 Q In any event, other than the blue, did you use
20 anything else other than blue mud?
- 21 A Yes, we did. We used -- We covered the tanks with
22 fiberglass or mineral wall and chicken wire, and
23 then we blue mudded over them, and then we used a
24 black tar to seal them.
- 25 Q Other than the blue mud, do you know the trade name

1 or manufacturers of any asbestos containing product
2 that you worked with on that site?

3 A No.

4 Q Next is the Oconomowoc Hospital when you worked for
5 Chris Metals in about 1965 for about one month?

6 A Right.

7 Q Who worked with you there?

8 A Well, there was Bill Best, Frank best, -- oh, Wayne
9 Yahnke (phonetic). There were several other
10 people. I can't think of their names right
11 offhand.

12 Q Were any of them Weber, Drawantz, or Suoja?

13 A No.

14 Q Do you know the trade name or manufacturer of any
15 asbestos containing product that you used or worked
16 around at Oconomowoc Hospital in 1965 other than
17 the blue mud?

18 A No.

19 Q You next worked at Madison East High School -- or
20 not next, but another job site that you identified
21 was Madison East High School for one or two months.

22 A Yes.

23 Q What year was that?

24 A Oh, that had to be somewhere around the '70s --
25 early '70s.

1 Q All right. And you had to do some breachings
2 there?

3 A Right.

4 Q Was this new construction or repair work?

5 A Well, the breachings were new.

6 Q And you used blue mud on that site?

7 A Yes.

8 Q You were working for L&S?

9 A Yes.

10 Q And you don't know the trade name or the
11 manufacturer of the block material you used on the
12 breaching. Correct?

13 A Correct.

14 Q Did you have a coworker?

15 A Yes.

16 Q Who?

17 A Gus Bushlike (phonetic).

18 Q Anyone else?

19 A No, he and I were the only two there.

20 Q Small enough for a crew of two?

21 A Right.

22 Q You were the foreman on that site?

23 A No, Gus was.

24 Q And then you did some work in a Whitewater dorm
25 laundry-room in 1966 or '67?

1 A Correct.

2 Q How long did that take you?

3 A Well, I was there a few months.

4 Q All that time in the laundry-room of the dorm?

5 A Well, no. We were in the dorm too, but the bulk of

6 the work was in the laundry-room where we used --

7 In the dorm itself we used fiberglass, and in the

8 laundry-room we used the asbestos or whatever.

9 Q So this few months that you were there, how long

10 was spent in the laundry-room?

11 A Probably a month and a half.

12 Q What was the name of the dorm?

13 A I have no idea.

14 Q Where was it address wise?

15 A It's -- I don't know what the address is. It's

16 just in Whitewater. It was part of Whitewater

17 college.

18 Q If you took a drive back through there today, do

19 you think you would be able to point it out?

20 A Oh, sure.

21 Q You worked with Dayne there, Witkowski, and

22 Holcomb. Anybody else?

23 A Well, there was another Holcomb working there too.

24 Q Ed?

25 A No, Dennis Holcomb was his name.

1 Q Younger than Bill?

2 A Yes, his younger brother.

3 Q Are you spelling Holcomb H-o-l-c-o-m-b?

4 A I think that's the way he spells it.

5 Q And as far as asbestos containing materials you
6 used in the laundry-room there, you used blue mud.
7 Correct?

8 A Correct.

9 Q And you used some, what you believe to be, asbestos
10 containing pipe covering, but you don't know the
11 trade name or manufacturer today. Correct?

12 A Correct.

13 Q You said you knew Don Drawantz?

14 A Yes.

15 Q Was he a smoker?

16 A I don't even know. I couldn't really answer that.

17 Q How about Suoja? Was he a smoker?

18 A No, he didn't smoke.

19 Q How do you know that?

20 A Well, he was diabetic, and he had enough problems
21 without that.

22 Q Was Suoja a Local 19 insulator when you started in
23 the trade, as far as you know?

24 A I think he was. I think he was in the Chicago
25 local before he came, but I think he was in Local

1 19 when I started. Or maybe he was in the
2 Minneapolis local. I think that might have been
3 where -- because he came from up in that area.

4 Q Well, that's all I have for right now. I may have
5 some more questions when it comes around to me
6 again. Thank you.

7

8 EXAMINATION

9 BY MR. NORBY:

10 Q I have just a couple of follow-up questions on
11 the Badger site. Did you testify that you used
12 block insulation at Badger Ordinance?

13 A Yeah, we did.

14 Q Do you recall the brand name or manufacturer of
15 that material?

16 A No, I don't.

17 Q Same questions for Oak Creek. If you used or do
18 you recall using block insulation at Oak Creek?

19 A Yes.

20 Q Do you recall the manufacturer or the brand name
21 of the block insulation at that site?

22 A I believe it was cal-sil -- Calcium-silicate.

23 Q Are you describing a brand name or the
24 composition of the material or both?

25 A That's the composition of the material. I can't

1 recall the brand name.

2 Q Do you know who manufactured it?

3 A No.

4 Q Thank you. That's all I have.

5 MR. TERSCHAN: Nothing.

6

7 EXAMINATION

8 BY MR. SAMUELSON:

9 Q I have a few questions. My name is Jim Samuelson,
10 and you talked about Globe Union. Do you remember
11 that?

12 A Yeah.

13 Q About an hour ago, you were first asked about Globe
14 Union by your attorney, Mr. McCoy.

15 A Yeah, right.

16 Q And you said you used a blue mud or asbestos
17 shorts, but you couldn't say what the manufacturer
18 was?

19 MR. McCOY: Object to the form of the
20 question, restating the testimony.

21 MR. SAMUELSON:

22 Q Do you remember that testimony?

23 A Well, it's the same we used all the time.

24 Q And then you took -- we took a short break.

25 A Uh-huh.

1 Q And did you meet with Mr. McCoy during that break?

2 A While I was out in the hall?

3 Q Sure. Talking to Mr. McCoy?

4 A Right.

5 Q Did he show you any specifications for that project
6 at Globe Union?

7 A No.

8 Q Did he show you any pictures?

9 A No.

10 Q You talk to anyone who worked at that site with you
11 at that time during that break?

12 A No.

13 Q He then asked you after the break about Globe
14 Union, and you said -- the best I can recall, the
15 blue mud was Carey. Correct?

16 MR. MCCOY: Object to the form of the
17 question.

18 THE WITNESS:

19 A No. The block insulation was Carey.

20 MR. SAMUELSON:

21 Q I see.

22 A The blue mud was the same as this other stuff, and
23 I don't know who manufactured it.

24 Q Now did you work with Kaylo at any time during your
25 work life?

1 A Oh, yes, quite a bit of it.

2 Q And what, of the projects that you have mentioned
3 in your testimony today, did you work with Kaylo at
4 most of those sites?

5 MS. SCHUETT: Object to form.

6 MR. McCOY: Object to form and foundation
7 of the question.

8 THE WITNESS:

9 A Well, it may have been Kaylo. It may not have
10 been. Kaylo is a brand name.

11 MR. SAMUELSON:

12 Q And who made Kaylo?

13 A Kaylo.

14 Q Owens-Corning?

15 A Owens-Corning, right.

16 Q And at WEPCO Oak Creek, do you remember that
17 product on that site?

18 A At Oak Creek, well, Sprinkmann was using
19 Johns-Manville, and I thought we were using
20 Unibestos.

21 Q Did you see any Kaylo on that site?

22 MS. SCHUETT: Object to form.

23 THE WITNESS:

24 A Not that I recall.

25 MR. SAMUELSON:

1 Q What about Badger Ordinance?

2 A That -- the blue mud and the pipe covering, and I
3 don't know -- I can't recall what the manufacturer
4 of it was.

5 Q Schlitz Brewery?

6 A That would had to have been Johns-Manville.

7 Q Was there any Kaylo on that site?

8 A No, not that I recall.

9 Q Would it be accurate that there may have been Kaylo
10 on the site, but you just don't recall it at this
11 time?

12 MS. SCHUETT: Object to the form of the
13 question.

14 THE WITNESS:

15 A That would be right.

16 MR. SAMUELSON:

17 Q How about Waukesha Hospital?

18 A I can't recall, other than blue mud.

19 Q And County General, do you have a specific
20 recollection of working with Kaylo?

21 A No.

22 Q But you may have?

23 MR. McCOY: Object to form.

24 MS. SCHUETT: Object to the form of the
25 question.

1 MR. SAMUELSON:

2 Q What about the Carnation facility?

3 MR. McCOY: What's the question about it?

4 MR. SAMUELSON:

5 Q Did you work with Kaylo at Carnation?

6 A I may have.

7 Q Would you describe what Kaylo is?

8 A Well, it's a block insulation. It's white, and
9 what it is composed of, I don't know. Mostly it
10 used to have a lot of asbestos in it. Since then,
11 I don't know.

12 Q And during your work history, you worked with Kaylo
13 what percentage of the time, would you say?

14 MS. SCHUETT: Object to form.

15 MR. McCOY: Object to the form and
16 foundation for that question. Are you talking
17 about some particular job?

18 THE WITNESS:

19 A It's only on certain jobs that you worked with
20 that, you know. Mostly it was, you know, whatever
21 the job called for, you put on.

22 MR. SAMUELSON:

23 Q And was there a specification for Kaylo on a number
24 of the jobs that you worked on over the years?

25 MS. SCHUETT: Object to the form of the

1 question.

2 MR. McCOY: I'll join in that objection,
3 by the way.

4 THE WITNESS:

5 A Most of your specs name about five or six different
6 manufacturers, and you could use either one of
7 them.

8 MR. SAMUELSON:

9 Q And what about the gas company outside of Oak
10 Creek? Did you work with Kaylo there?

11 A No, I'm certain that wasn't Kaylo.

12 Q What about Kearney & Trecker? Did you work with
13 Kaylo there?

14 A No, just blue mud.

15 Q Oconomowoc Hospital?

16 A That could have been. I don't know.

17 Q Madison East?

18 A That could have been too. I don't know.

19 MS. SCHUETT: Move to strike.

20 MR. SAMUELSON:

21 Q Do you have any recollection of working with Kaylo
22 at the UW-Whitewater?

23 A No.

24 Q So you really have no recollection of a specific
25 job, but you may have worked with Kaylo? Or you

1 know you worked with Kaylo on certain jobs?

2 MS. SCHUETT: Object to form.

3 THE WITNESS:

4 A I worked with all of them.

5 MR. SAMUELSON:

6 Q What leads you to believe that you -- that the
7 block that you worked with at Globe Union was
8 Carey?

9 A Well, it was a different color, and it said product
10 of Canada. And we remarked about it because it was
11 dusty. And I said, well, those Canadians can't
12 make anything.

13 Q And when Mr. Velguth was questioning you, you
14 testified -- and he said, what was the maker of the
15 products that you worked with at Globe Union? You
16 said that some outfit out of Canada -- I can't
17 recall the name. Would that be an accurate
18 statement of who the manufacturer was?

19 A Yes.

20 MR. McCOY: Counsel, let me object to the
21 form and foundation.

22 MR. SAMUELSON: Wait a minute. Are you
23 objecting to the form of the question? The witness
24 is in the process of answering.

25 MR. McCOY: Right. My objection is to

1 your question.

2 MR. SAMUELSON: Fine.

3 MR. McCOY: Form and foundation.

4 MR. SAMUELSON:

5 Q Would that be an accurate statement of who the
6 manufacturer was?

7 A Yes, to the best of my knowledge.

8 Q To the best of your knowledge, you can't recall the
9 name.

10 MR. McCOY: Same objection.

11 MR. SAMUELSON:

12 Q But it is some outfit out of Canada?

13 A Right.

14 Q And it would be speculation on your part that it
15 was a particular manufacturer out of --

16 MR. McCOY: Counsel, let me object again
17 to form and foundation. You asked him the
18 question. He answered it.

19 MR. SAMUELSON:

20 Q Is that correct?

21 MR. McCOY: Same objection.

22 THE WITNESS:

23 A Correct.

24 MR. SAMUELSON: Thank you. That's all I
25 have.

1 MR. KAUFMAN: Nothing.

2 MS. ENGLER: Nothing.

3

4 EXAMINATION

5 BY MR. MEYER:

6 Q Mr. Haase, the question was posed to you about
7 whether or not you knew a gentleman by the name
8 of Michael Schiller. You said no?

9 A I said no.

10 Q Have you ever heard of Michael Schiller?

11 A Not that I can recall.

12 Q So you would have no knowledge then as to what
13 Michael Schiller does for a living or what he did
14 for a living. Correct?

15 A Correct.

16 Q Or whether or not he ever worked with asbestos
17 containing products?

18 A Correct.

19 Q No more questions.

20

21 EXAMINATION

22 BY MR. CULHANE:

23 Q My name is Jim Culhane. I have some questions
24 about the gas company that you worked at outside
25 Oak Creek. Who was your employer at that time?

1 A Silbrico.

2 Q Could you spell that for?

3 A S-i-l-b-r-o-c-o or something like that.

4 Q Is the first letter an S?

5 A Yes, S.

6 Q And where is that company from?

7 A I believe it was out of Chicago.

8 Q Who paid your salary during that time?

9 A They did.

10 Q And how long did you work there?

11 A I was only there -- I don't know -- maybe a month.

12 Q Could it have been less than a month?

13 A It could have been less than a month too.

14 Q And was that mostly outside work?

15 A It was all outside.

16 Q And can you recall any of the coworkers that were

17 with you at the time?

18 A Most of the them were from a bridge company -- some

19 bridge company out of -- they were out of North

20 Dakota, I think.

21 Q Were there any coworkers there from the same

22 company that you were working for?

23 A Yes.

24 Q And can you remember their names?

25 A Ralph Adler (phonetic).

1 Q Anybody else?

2 A No. He and I were the only two there from
3 Milwaukee.

4 Q Is Ralph Adler still alive?

5 A No, he died several years ago.

6 Q Did you work with any asbestos containing products?

7 A No, other than if that stuff had asbestos in it.
8 That's all I know.

9 Q You don't know if it did or not?

10 A No, I'm not certain.

11 Q Do you know who supplied that product that you
12 worked with?

13 A No.

14 Q That's all I have.

15

16 EXAMINATION

17 BY MR. NIQUET:

18 Q Just a few questions, sir. Did you prepare
19 anything in preparation for this deposition, any
20 notes?

21 A No.

22 Q Did you write anything down on a piece of paper?

23 A Well, I wrote a few things down on where I
24 worked, yeah.

25 Q Do you still have that paper with you?

1 A Sure.

2 MR. McCOY: He provided that for my
3 use.

4 MR. NIQUET: Can I see the paper,
5 please?

6 MR. McCOY: No, it's a confidential
7 communication.

8 MR. NIQUET: There's no confidential
9 communication. You are not producing him here
10 today as a plaintiff.

11 Q Can I see the paper, sir?

12 MR. McCOY: It's got my markings.

13 MR. NIQUET: Let the record reflect
14 that Mr. McCoy is handing me the card.

15 MR. McCOY: It has my markings on it.

16 MR. NIQUET:

17 Q Is this the card?

18 A Yes.

19 Q Can we mark that as an exhibit?

20 (Deposition Exhibit No. 3 marked for
21 identification.)

22 Q We have marked as Exhibit 3 the card that you
23 mentioned. Is this a card that you prepared
24 yourself?

25 MR. McCOY: Object to the form of that

1 question. I have already indicated that it has
2 my markings on it -- lots of them.

3 MR. NIQUET:

4 Q The writing in pencil is your writing?

5 MR. McCOY: Object again to the form of
6 the question.

7 THE WITNESS:

8 A Yes.

9 MR. NIQUET:

10 Q Whose writing is in ink on this?

11 MR. McCOY: Object to the form of the
12 question.

13 THE WITNESS:

14 A Mr. McCoy.

15 MR. McCOY: Only if he knows. I think
16 you haven't established that. There might be
17 some other people's markings on there.

18 MR. NIQUET:

19 Q When did you prepare this card, sir?

20 A Well, yesterday.

21 Q At Mr. McCoy's request?

22 A No, he didn't request me to do anything.

23 Q You just did it to try to refresh your
24 recollection?

25 A I just did it so I would remember some of these

1 jobs.

2 Q Did you look at any documents when you did this?

3 A No.

4 Q This was just coming off the top of your head?

5 A This is coming off the top of my head.

6 Q Did you talk to anyone to put this list together?

7 A No.

8 Q On the top of the card, it has the number 7085.

9 A That's correct. That's my check number. I wrote
10 out a check and didn't have my checkbook with me.

11 Q That number after it, that 200, that has nothing
12 to do with this case?

13 A No, no. That's my check number. I cashed a
14 check and didn't have my checkbook with me, so I
15 put it on that card.

16 Q Other than putting this card together, did you do
17 anything else to prepare for your deposition?

18 A No.

19 Q Did you meet with any attorneys this morning
20 before the deposition?

21 A No.

22 MR. MCCOY: Well, he did meet with me
23 for ten or fifteen minutes.

24 THE WITNESS:

25 A Other than to say hello, yeah.

1 MR. NIQUET:

2 Q Did you discuss your testimony with him this
3 morning?

4 A No.

5 Q Did you discuss your testimony yesterday with
6 Mr. McCoy?

7 A No.

8 Q How about Jill Rakauski?

9 A She just called and told me to meet here.

10 Q Did you discuss with her products or job sites at
11 that time?

12 A No.

13 MR. MCCOY: Counsel, let me object to
14 the extent that some of those questions are
15 bordering on attorney-client privilege.

16 MR. NIQUET: Is he appearing here today
17 as a plaintiff?

18 MR. MCCOY: He has an attorney-client
19 privilege whether he's appearing as a plaintiff
20 or not. He still has an attorney-client
21 privilege. That doesn't change the issue.

22 MR. NIQUET: By the way, does he have a
23 case filed or not?

24 MR. MCCOY: You know, I didn't look to
25 see if he has got a federal case or not. I don't

1 know for certain. I would assume so. I know
2 he's a client.

3 MR. NIQUET: Thank you, sir.

4

5 EXAMINATION

6 BY MR. LYONS:

7 Q Have you ever heard of a man named Eugene Nolop.
8 N-o-l-o-p.

9 A No.

10 Q How about Mary Nolop?

11 A No.

12 Q You wouldn't know whether or not Eugene Nolop ever
13 worked with or around asbestos containing products.
14 Correct?

15 A Correct.

16 Q That's all the questions I have.

17

18 EXAMINATION

19 BY MS. CASTINO:

20 Q In your testimony, you indicated that you worked
21 for Sprinkmann. Do you recall that?

22 A Right.

23 Q Can you tell me when you worked for them?

24 A Sprinkmann, probably '64 or '65.

25 Q And how long did you work for them?

1 A A little over a year, I would have to say.

2 Q That's all I have. Thank you.

3 MR. ROSENBERG: Nothing.

4 MS. SCHUETT: Nothing.

5

6 EXAMINATION

7 BY MR. VELGUTH:

8 Q I have got a couple. The card -- back to Exhibit
9 3. When you sat down to do this, what were you
10 trying to accomplish?

11 A I was just -- Well, when I came here I -- and you
12 asked me about jobs, I wanted to tell you what jobs
13 I was on. That was the only thing I was trying to
14 accomplish.

15 Q So you knew when you came here we were going to ask
16 you about your job history?

17 A Right.

18 Q Did you make this card in mind with any particular
19 coworker?

20 A No.

21 Q These are just some of the jobs that you worked on
22 that you remember?

23 A These are just the jobs that I worked on, yes.

24 Q Were there other jobs other than these that you
25 worked on during your career as an insulator?

1 A Sure, quite a few.

2 Q And why didn't they make it on the card?

3 A I'm thinking, and now I'm thinking of Hanson Lab
4 and a bunch of different places. You know, there
5 was a million jobs that you worked on in your
6 career.

7 Q These were some of the longer jobs?

8 A Those were some of the bigger jobs.

9 Q During what year did you retire?

10 A I retired July 1st of '98.

11 Q At any time during your career as an insulator, did
12 you wear a mask or a respirator?

13 A Sometimes.

14 Q When?

15 A Well, a lot of times they wasn't provided, you
16 know.

17 Q Understanding that. When?

18 MR. McCOY: Let me object to the form and
19 foundation. Are you talking about a specific job
20 site now, or where are we at?

21 MR. VELGUTH: Very, very general right
22 now.

23 MR. McCOY: Well, he's already answered
24 that question.

25 THE WITNESS:

1 A Very rarely did we wear a mask.

2 MR. VELGUTH:

3 Q Did you ever have any role in negotiating the union
4 contract?

5 A No.

6 Q Did you ever read your union contract other than
7 the pay scales?

8 A Well, yes. Several things there.

9 Q All right. Now was it -- There were several other
10 provisions in the contract other than the pay scale
11 and benefits. Right?

12 A Right.

13 Q Did you ever read that portion of the union
14 contract about provision of safety devices?

15 A Uh-huh.

16 Q Yes?

17 A Sure.

18 Q And who was supposed to provide any safety devices
19 or protection under the union contract?

20 MR. McCOY: Objection to foundation and
21 the form of the question.

22 THE WITNESS:

23 A The employer was supposed to provide it.

24 MR. VELGUTH:

25 Q Well, let's just pick a job site. For example, --

1 Well, let me get this straight first. Do you
2 remember when you first read the union contract?

3 MR. McCOY: Counsel, --

4 THE WITNESS:

5 A Yes.

6 MR. VELGUTH:

7 Q When?

8 MR. McCOY: Counsel, let me ask you a
9 question. Does this relate to -- I think this is
10 outside the scope of what was involved in the
11 direct examination.

12 MR. VELGUTH: So what.

13 MR. McCOY: Does this relate to one of
14 the plaintiffs in these others cases where there
15 has been notice?

16 MR. VELGUTH: You betcha.

17 MR. McCOY: How?

18 MR. VELGUTH: I'm not here to answer your
19 questions.

20 MR. McCOY: I need to know. Otherwise,
21 he's not giving a deposition in his case today.

22 MR. VELGUTH: If you think there is
23 something that he shouldn't answer, just go ahead
24 and give an instruction not to answer.

25 MR. McCOY: I'll instruct him not to

1 answer.

2 MR. VELGUTH: You're saying that the
3 union contract about provision of safety devices,
4 perhaps the knowledge of Suoja, Weber, or Drawantz,
5 about providing masks or wearing masks is not
6 relevant to contributory negligence or otherwise in
7 all of these cases as a fellow insulator and member
8 of Local 19?

9 MR. MCCOY: If you can relate what he
10 knows somehow to what Suoja or Drawantz or Weber
11 knows, I can understand how you can ask those
12 questions. But that's not the questions you are
13 asking.

14 MR. VELGUTH: I'm going to ask --

15 MR. MCCOY: If you want to ask, ask them
16 in the context of those guys, and that's fine.

17 MR. VELGUTH:

18 Q When was the first time you read the union
19 contract?

20 A Probably about '66, '67.

21 Q And at that point in time, did it have a provision
22 that employers were to provide any safety equipment
23 necessary for a job?

24 A Well, I can't say for certain then, but I know that
25 it's in there.

1 Q So when you read it the first time, you didn't see
2 any provision?

3 A I don't recall.

4 Q But whenever you got a job or got a mask or a
5 respirator, it was provided by your employer?

6 A Right.

7 Q And this is under the same contract that, to your
8 understanding, Suoja and Weber and Drawantz were
9 operating under. Correct?

10 MR. McCOY: Object to form and
11 foundation.

12 THE WITNESS:

13 A Correct.

14 MR. VELGUTH:

15 Q And they were Local 19 insulators. Right?

16 A Right.

17 Q And as far as you know, all the insulators in Local
18 19 were operating under the same contract. True?

19 A True.

20 Q That's it. Subject to anything else that others
21 may have. Thank you for your time.

22 MR. CULHANE: Off the record.

23 (Discussion held off the record.)

24 (Whereupon the proceedings concluded at
25 12:15 PM.)

1 STATE OF WISCONSIN)
) ss.
2 WASHINGTON COUNTY)

3 I, KIM STOECKER, a Notary Public in
4 and for the State of Wisconsin, do hereby
5 certify:

6 That the witness in the foregoing
7 deposition named was present at the time and
8 place therein specified;


9 That the said proceeding was
10 reported by me and thereafter transcribed into
11 computer-assisted transcription under my
12 direction;

13 That the foregoing transcript
14 constitutes a full, true, and correct report of
15 the proceedings;

16 That I am a disinterested person to
17 the said action.

18 IN WITNESS THEREOF, I have hereto
19 subscribed my hand and affixed my official seal
20 this 22nd of February, 1999.

21
22
23



Kim J. Stoecker, Notary Public
In and for Washington County
State of Wisconsin

25 My commission expires August 13, 2000.